

COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

Attorney
Docket SEA-6-7-US

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention titled
CONTROLLED DELIVERIES AND DEPOSITION OF PHARMACEUTICALS AND OTHER AEROSOLIZED MASSES,
the specification of which

(check one) _____ is attached hereto.

was filed on 30 March 2000 as Application Serial No. PCT/US 00/08354 and with amendments through _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including, for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim the benefit under 35 U.S.C. §120 of any United States non-provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

PRIOR UNITED STATES AND INTERNATIONAL (designating U.S.) NON-PROVISIONAL PATENT APPLICATIONS

APPLICATION NUMBER	DATE OF FILING (month, day, year)	STATUS (pending, patented, abandoned)
PCT/US 00/08354	March 30, 2000	pending
NONE		

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or (f), or §365(b) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITH 12 MONTHS PRIOR TO THIS APPLICATION

COUNTRY	APPLICATION NUMBER	DATE OF FILING (month, day, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED Under 35 USC 119	Yes	No
NONE					Yes	No
NONE					Yes	No

ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THIS APPLICATION

NONE				
NONE				

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

PRIOR UNITED STATES PROVISIONAL PATENT APPLICATIONS

APPLICATION NUMBER(S)	DATE OF FILING (month, day, year)
U.S. 60/127,269	31 March 1999
U.S. 60/143,732	14 July 1999

POWER OF ATTORNEY: As a named inventor, I hereby appoint; jointly and each of them severally, the following attorneys with full power of substitution, delegation and revocation to prosecute this application, to make alterations and amendments therein, to receive the patent and to transact all business in the Patent and Trademark Office connected therewith:

David M. Carter, Reg. 26,407, Steven C. Schnedler, Reg. No. 27,591 and J. Derel Monteith, Jr., all of Carter & Schnedler, P.A., 56 Central Avenue, Suite 101 (28801), P.O. Box 2985, Asheville, North Carolina 28802

Please direct all correspondence and telephone calls in connection with this application as follows:

Send Correspondence to: Steven C. Schnedler Carter & Schnedler, P.A. 56 Central Avenue, #101 P.O. Box 2985 Asheville, North Carolina 28802	Direct Telephone Calls to: Steven C. Schnedler (828) 252-6225
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I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00

Full Name of Sole or First Inventor F. Michael Shofner, II	Inventor's Signature <i>F.Michael Shofner II</i>	Date 9/13/01
Residence: Knoxville, TN		Citizenship: U.S.A.
Post Office Address: 649 Farragut Commons, Knoxville, TN 37922		

2-00

Full Name of Second Inventor Frederick M. Shofner	Inventor's Signature <i>Frederick M. Shofner</i>	Date 9/13/01
Residence: Knoxville, TN 37922		Citizenship: U.S.A.
Post Office Address: 12303 Singing Hills Point, Knoxville, TN 37922		